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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-00395 PJH
)	
v.)	STIPULATION AND PROPOSED
)	ORDER EXCLUDING TIME FROM
JAMES DELBERT MCCONVILLE,)	AUGUST 24, 2010 TO SEPTEMBER 21,
a/k/a Delbert James McConville,)	2010 FROM SPEEDY TRIAL ACT
LAURA MARGERY CATON,)	CALCULATION (18 U.S.C. §§
a/k/a Laura Margery Tate)	3161(h)(7)(A) and (B))
a/k/a Laura Gussman)	
ARAKS DAVOUDI,)	
a/k/a Araks Galstanian)	
DONNA DEMELLO,)	
a/k/a Donna Demello Martin,)	
a/k/a Donna Kay McDaniel,)	
a/k/a Donna Kay Demello,)	
JASON ARTHUR PIETTE, and)	
RASUL RASULI,)	
)	
Defendant.)	
)	

This matter is set for status on August 24, 2010. Given the voluminous nature of the discovery combined with the number of defendants, the parties agree and stipulate that this matter is complex and that it is unreasonable to expect adequate preparation for pretrial proceedings or trial within the time limits of the Speedy Trial Act. The parties therefore stipulate

1 to the following:

2 1. The this matter is complex within the meaning of the Speedy Trial Act and an
3 exclusion of time for effective preparation of counsel is appropriate to allow defense counsel
4 time to review the voluminous discovery, taking into account the exercise of due diligence.

5 2. The parties further agree that the ends of justice served by excluding the period
6 from August 24, 2010 to September 21, 2010 from Speedy Trial Act calculations outweighs the
7 interests of the public and the defendants in a speedy trial by allowing time for the defense
8 effectively to prepare the case, in accordance with 18 U.S.C. §§ 3161(h)(7)(A) and (B).

9 SO STIPULATED.

10 Dated: August 11, 2010

11 /s/
KESLIE STEWART
Assistant United States Attorney

12 SO STIPULATED.

13 Dated: August 12, 2010

14 /s /
SUSAN RAFFANTI
Counsel to Defendant Caton

16 SO STIPULATED.

17 Dated: August 12, 2010

18 /s/
CHRISTOPHER BURNHAM
Counsel to Defendant Piette

19 SO STIPULATED.

20 Dated: August 11, 2010

21 /s/
DAVID KENNER
Counsel to Defendant McConville

23 SO STIPULATED.

24 Dated: August 12, 2010

25 /s /
NELSON MCELMURRY
Counsel to Defendant Demello

26 SO STIPULATED.

27 Dated: August 12, 2010

28 /s/

JAMES PHILLIP VAUGHNS
Counsel to Defendant Rasuli

~~[PROPOSED]~~ ORDER

Based on the stipulation of the parties and good cause appearing, the Court finds that the ends of justice served by excluding the period from August 24, 2010 through September 21, 2010 from Speedy Trial Act calculations outweighs the interests of the public and the defendant in a speedy trial by allowing time for the defense effectively to prepare the complex case, in accordance with 18 U.S.C. § 3161(h)(7)(A) and (B).

Accordingly, this matter is ordered set for status before magistrate Judge Laurel Beeler on September 21, 2010 at 10 a.m. and the time from August 24, 2010 through September 21, 2010 shall be excluded from the Speedy Trial Act calculations, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B).

IT IS SO ORDERED.

DATED: 8/23/2010



HON. DONNA M. RYU
United States Magistrate Judge